



## LODI CITY COUNCIL

Carnegie Forum

305 West Pine Street, Lodi

## AGENDA – REGULAR MEETING

Date: September 6, 2006

Time: Closed Session 6:00 p.m.  
Regular Meeting 7:00 p.m.

For information regarding this Agenda please contact:

Jennifer M. Perrin

Interim City Clerk

Telephone: (209) 333-6702

**NOTE:** All staff reports or other written documentation relating to each item of business referred to on the agenda are on file in the Office of the City Clerk and are available for public inspection. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. To make a request for disability-related modification or accommodation contact the City Clerk's Office as soon as possible and at least 24 hours prior to the meeting date.

**C-1 Call to Order / Roll Call**

**C-2 Announcement of Closed Session**

- a) Public employment – Council Appointee – job title, City Clerk, pursuant to Government Code §54957 (CM)

**C-3 Adjourn to Closed Session**

**NOTE: THE FOLLOWING ITEMS WILL COMMENCE NO SOONER THAN 7:00 P.M.**

**C-4 Return to Open Session / Disclosure of Action**

**A. Call to Order / Roll call**

**B. Invocation –** Pastor Chris Chavez, Heartland Community Church

**C. Pledge of Allegiance**

**D. Presentations**

**D-1 Awards – None**

**D-2 Proclamations**

- a) International Literacy Day (LIB)
- b) Lodi Week of the Rose
- c) Thoracic Aortic Aneurysm and Dissection Awareness Month

**D-3 Presentations**

- a) Update on Centennial activities (CLK)

**E. Consent Calendar (Reading; comments by the public; Council action)**

**E-1** Receive Register of Claims in the amount of \$6,545,272.00 (FIN)

**E-2** Approve minutes (CLK)

- a) July 5, 2006 (Regular Meeting)
- b) July 19, 2006 (Regular Meeting)
- c) August 22, 2006 (Shirtsleeve Session)
- d) August 25, 2006 (Special Meeting)

**E-3** Approve specifications and authorize advertisement for bids for Traffic Signal Preventive Maintenance and Repair Program, Fiscal Year 2006-07 (PW)

**Res. E-4** Adopt resolution rejecting all bids for the Turner Road Underpass Pump Station Modifications Project (PW)

- Res. E-5 Adopt resolution authorizing the non-competitive purchase of a Jacobsen Model HR 9016 high-production rotary mower (\$82,293.43) and a Kubota 90 HP Engine retro fit kit (\$19,845.16), which includes \$5,000 for installation, from H.V. Carter Company, Inc., of Sacramento, for the Parks Division (PR)
- Res. E-6 Adopt resolution awarding contract for Stockton Street Asphalt Concrete Resurfacing, Kettleman Lane to 1,000 Feet South of Century Boulevard, to George Reed, Inc., of Lodi, (548,430) and approving Contract Change Order No. 1 (\$88,940) (PW)
- Res. E-7 Accept improvements under contract for Peterson Park West Playground, 199 Evergreen Drive (PR)
- Res. E-8 Adopt resolution authorizing transit services outside of regular service operations for a private wedding on October 21, 2006, and authorizing the Transportation Manager to advertise to determine if a willing and/or able provider exists for this event (PW)
- E-9 Approve special transit fares for the Pink October Fashion Show in accordance with the Transit Fare Policy (PW)
- Res. E-10 Adopt resolution authorizing the City Manager to renew agreement between San Joaquin County Data Processing and the Lodi Police Department (estimated annual cost \$16,738.51) (PD)
- E-11 Set public hearing for September 20, 2006, to consider unmet transit needs in Lodi (PW)
- E-12 Set public hearing for September 20, 2006, to consider implementation of a new Substation and Transmission System Charge to be assessed as a development impact fee upon future electric utility customers outside existing City boundaries and making corresponding amendments to the applicable Electric Utility Department Rules and Regulations (EUD)
- E-13 Set public hearing for October 4, 2006, to consider resolution establishing area of benefit and reimbursable costs for Lower Sacramento Road (Kettleman Lane to Harney Lane) improvements (PW)

**F. Comments by the public on non-agenda items**

THE TIME ALLOWED PER NON-AGENDA ITEM FOR COMMENTS MADE BY THE PUBLIC IS LIMITED TO FIVE MINUTES.

The City Council cannot deliberate or take any action on a non-agenda item unless there is factual evidence presented to the City Council indicating that the subject brought up by the public does fall into one of the exceptions under Government Code Section 54954.2 in that (a) there is an emergency situation, or (b) the need to take action on the item arose subsequent to the agenda's being posted.

Unless the City Council is presented with this factual evidence, the City Council will refer the matter for review and placement on a future City Council agenda.

**G. Comments by the City Council Members on non-agenda items**

**H. Comments by the City Manager on non-agenda items**

**I. Public Hearings**

- Res. I-1 Public hearing to consider two different appeals, one from the Vineyard Christian Middle School and one from a group of neighbors regarding the Planning Commission's decision of July 26, 2006, to approve the site and architectural plan for Vineyard Christian Middle School to place a private 6<sup>th</sup>, 7<sup>th</sup>, and 8<sup>th</sup> grade school on the grounds of Lodi Avenue Baptist Church located at 2301 West Lodi Avenue (File #06-SP-06) (CD)

**NOTE: This item is a quasi-judicial hearing and requires disclosure of ex parte communications as set forth in Resolution No. 2006-31**

**J. Communications**

- J-1 Claims filed against the City of Lodi  
a) Simone Dumas, date of loss: first week of June 2006 (CM)
- J-2 Appointments  
a) Post for vacancy on the Lodi Arts Commission (CLK)
- J-3 Miscellaneous – None

**K. Regular Calendar**

- K-1 Set public hearing for September 20, 2006, to consider changes to the Net Energy Metering Rate – Schedule NEM and establish the new Co-Energy Metering Rider – Schedule CME ordinances (EUD)
- K-2 Provide direction regarding the use of viable funding options needed to offset costs associated with Lodi Grape Bowl related improvements and events (PR)
- K-3 Request City Council set date for special meeting to conduct AB 1234 ethics training to Council Members and affected board and commission members (CA)

**L. Ordinances**

- Ord. L-1 Ordinance No. 1783 entitled, “An Ordinance of the City Council of the City of Lodi Amending (Adopt) Lodi Municipal Code Title 5 – Permits and Regulations – by Adding Chapter 5.25, ‘Pedicabs’” (CLK)
- Ord. L-2 Ordinance No. 1784 entitled, “An Ordinance of the City Council of the City of Lodi Re-Classifying (Adopt) 220 Acres Located on the South Side of Harney Lane between State Highway 99 and the Union Pacific Railroad to the West (Reynolds Ranch) from San Joaquin County AG-40 (Agriculture, General, Minimum 40 Acres) Zone to City of Lodi PD (Planned Development) Zone, Which Includes Designations Specific to Housing, Commercial, Office, and Public/Quasi-Public (Zone Change 06-Z-02)” (CLK)
- Ord. L-3 Ordinance No. 1785 entitled, “An Ordinance of the City Council of the City of Lodi Adopting a (Adopt) Development Agreement Pertaining to the Development of 220 Acres Located on the South Side of Harney Lane Between State Highway 99 and the Union Pacific Railroad to the West (Reynolds Ranch) (Development Agreement 06-GM-01)” (CLK)

**M. Adjournment**

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.

---

Jennifer M. Perrin  
Interim City Clerk